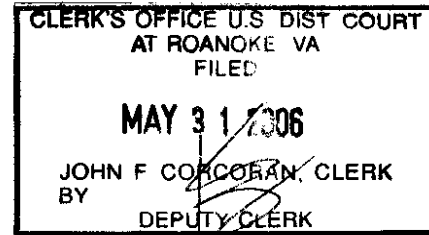


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



SANTOS VALIENTERBANALES,
Plaintiff,

v.

DAVID ROBINSON, et al.,
Defendant.

)
) Civil Action No. 7:06CV00327
)
) **FINAL ORDER**
)
)
) By Hon. Glen E. Conrad
) United States District Judge

In accordance with the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The plaintiff's due process claim shall be and hereby is **DISMISSED**, pursuant to 28 U.S.C. § 1915A(b)(1), for failure to state a claim upon which relief may be granted;
2. The plaintiff's equal protection claim shall be and hereby is **DISMISSED** without prejudice for failure to exhaust administrative remedies; and
3. This action shall be and hereby is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and counsel of record for the defendant, if known.

ENTER: This 30th day of May, 2006.

A handwritten signature in black ink, appearing to read "Glen E. Conrad".

United States District Judge